

**NON-PROVISIONAL  
UTILITY PATENT APPLICATION  
TRANSMITTAL - 37 CFR 1.53(b)**

☐ **Duplicate**  
(check, if applicable)

Commissioner for Patents  
**MAIL STOP PATENT APPLICATION**  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attorney Docket No. 053844-5002-01US  
First Named Inventor: Prockop et al.  
Express Mail Label No. EL946378527US  
Total Pages of Transmittal Form: 2

17522 U.S. PTO  
10/608997  
06/27/03

Transmitted herewith for filing is the non-provisional utility patent application entitled:

**ISOLATED STROMAL CELLS FOR USE IN THE TREATMENT OF DISEASES  
OF THE CENTRAL NERVOUS SYSTEM**

an ☐ Original; or

a ☒ Continuation, ☐ Divisional, or ☐ Continuation-in-part (CIP)  
of prior U.S. Application 09/028,395, filed February 24, 1998, which is a continuation-in-part of PCT  
Application No. US/PCT96/04407, filed on March 28, 1996, which is a continuation of U.S. Application  
No. 08/412,066, filed on March 28, 1995, and which is also entitled to priority under 35 U.S.C. 119(e) to  
U.S. Provisional Application No. 60/006,627, filed on November 13, 1995.

Anticipated Group/Art Unit: \_\_\_\_\_ or Class \_\_\_\_\_, Subclass \_\_\_\_\_.

☒ This non-provisional patent application is based on Provisional Patent Application  
No. \_\_\_\_\_, filed \_\_\_\_\_.

Enclosed are:

- ☒ Specification (including Abstract) and claims: 60 pages.
- ☐ Application Data Sheet.
- ☐ Newly unexecuted Declaration.
- ☒ Copy of Declaration from prior application.
- ☐ Revocation and Power of Attorney
- ☒ Copy of 7 sheets of original (formal) drawings as filed in prior Patent Application No.  
09/028,395 filed February 24, 1998.
- ☐ Microfiche computer program (Appendix).
- ☐ Nucleotide and/or Amino Acid Sequence Submission, including:
  - ☐ Computer readable copy ☐ Paper Copy ☐ Verified Statement.
- ☐ Under PTO-1595 Cover Sheet, an assignment of the invention
- ☒ Name of Assignee: Philadelphia Health & Education Corporation
- ☐ Certified copy(ies) of \_\_\_\_\_ Application No(s). \_\_\_\_\_ filed \_\_\_\_\_ is/are filed:
  - ☐ herewith or ☐ in prior application &@.
- ☒ Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R.  
§1.27 as ☐ an Independent Inventor, or ☐ a Small Business Concern, or ☒ a Non-Profit  
Organization.
- ☒ Preliminary Amendment.

- ☒ Information Disclosure Statement and PTO-1449. Copies of the references cited are not included as they have been filed or cited in the parent application no. 09/028,395.
- ☐ Request for Nonpublication of Application Under 35 U.S.C. § 122(b)
- ☐ Other:

The filing fee is calculated as follows:

			SMALL ENTITY			LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE: \$375			BASIC FEE: \$750	
Total	18 -20 =	0	X9	\$0	OR	X18	\$
Independent	1-3=	0	X42	\$0	OR	X84	\$
<input type="checkbox"/> Multiple Dependent Claims Present			\$140	\$	OR	\$280	\$
			<b>TOTAL</b>	<b>\$375.00</b>	<b>OR</b>	<b>TOTAL</b>	<b>\$</b>

- ☐ The Commissioner is not authorized to charge the filing fee at this time as we elect to defer payment of the entire filing fee until receipt of a Notice to File Missing Parts.
- ☐ A check in the amount of to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and/or credit **Deposit Account No. 50-0310 (Billing No. 053844-5002-01)** as noted below. A duplicate copy of this sheet is enclosed.
- ☒ Any overpayments or deficiencies in the above-calculated fee.
- ☒ Filing fee in the amount of **\$375.00** as calculated above.
- ☒ Any additional fees required under 37 C.F.R. § 1.16 and § 1.17.
- ☒ In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

**CORRESPONDENCE ADDRESS:**

June 27, 2003  
(Date)

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 Enclosures